

PROCEEDINGS OF THE
SANTA CRUZ COUNTY
BOARD OF SUPERVISORS

VOLUME 2000, NUMBER 6
MARCH 7, 2000

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ACTION SUMMARY MINUTES

VOTING KEY: A = Almquist, B = Beautz, C = Campos;
S = Symons, W = Wormhoudt; first initial indicates maker
of motion, second initial indicates the "second"; upper
case letter = "yes" vote; lower case letter = "no" vote;
() = abstain; // = absent

1. All Supervisors present
Moment of Silence and Pledge of Allegiance
2. Consideration of Late Additions to the Agenda
3. Additions and Deletions to Consent Agenda
4. ORAL COMMUNICATIONS - Nineteen people addressed the Board (An Oral Communications sign-in sheet will be filed with Written Correspondence for the Board's next meeting.)
5. Additions and Deletions to Regular Agenda

CONSENT AGENDA
SABCW

6. APPROVED claims as submitted by the Auditor-Controller
7. APPROVED minutes of February 8 and 15, 2000, as recommended by the Clerk of the Board
- a. ACCEPTED AND FILED notification of continuing contracts received during the period of February 21, 2000 through March 3, 2000 and approved upon adoption of the 1999/00 continuing agreements list to comply with Section 300 of the County's Procedures Manual, Title 1, as recommended by the Clerk of the Board
9. AUTHORIZED Auditor-Controller to issue replacement warrants in the amount of \$107.24, as recommended by the Auditor-Controller

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10. ADOPTED RESOLUTION NO. 60-2000 accepting unanticipated revenue in the amount of \$37,500 in the Probation Budget; approved agreement with the Annie E. Casey' Foundation and approved related actions, as recommended by the Chief Probation Officer
11. APPROVED and authorized the Chief Probation Officer to sign amendment to agreement with Community Action Board - Youth Community Restoration Program, as recommended by the Chief Probation Officer
12. AUTHORIZED the Sheriff-Coroner to enter into a training site/hold harmless agreements between the Sheriff's Office and M. P. San Andreas Associates, as recommended by the Sheriff-Coroner
13. AUTHORIZED the Sheriff-Coroner to enter into and sign training agreement with Cabrillo Community College District for the period from January 1, 2000 through June 30, 2001, as recommended by the Sheriff-Coroner
14. AWARDED contract with Rehak Construction in the amount of \$21,000 for the Simpkins Center - Tile Repair; authorized the General Services Director to notify the contractor and sign the contract agreements and associated documents on behalf of the Board; authorized the Director of Parks, Open Space and Cultural Services to approved change orders and appropriate \$2,100 in addition to the contract amount to cover change order expenditures, as recommended by the Director of General Services
15. SCHEDULED public hearing for Tuesday, March 21, 2000 at 1:30 p.m. or thereafter to consider an appeal of the Planning Commission's decision regarding Application No. 99-0288; which is a proposal to create four single-family residential parcels on property located on the southwest corner of Fairway Drive and Coyote Canyon in the Soquel Planning Area, as recommended by the Clerk. of the Board
16. ADOPTED RESOLUTION NO. 61-2000 accepting and appropriating unanticipated revenue in the amount of \$7,240 from interest in the State Supplemental Law Enforcement Services Fund; approved purchase of a replacement two person hydraulic maintenance lift, stove/oven and a laptop computer, as recommended by the Sheriff-Coroner

17. ACCEPTED the Treasurer's Monthly Cash and Transaction Report for the period ended January 31, 2000, as recommended by the Treasurer-Tax Collector
18. DENIED claim of Dave Kelley, Christopher St. Charles, Oswaldo Pinto, No. 900-091A, and referred to County Counsel
19. DENIED claim of Dave Kelley, Christopher St. Charles, Oswaldo Pinto, No. 900-091A, amended, and referred to County Counsel
20. DENIED claim of Joe and Sheryl Grover, No. 900-093 and referred to County Counsel
21. DENIED claim of Mark Foster No. 900-094A and referred to County Counsel
22. DENIED application to file a late claim on behalf of Michael A. Foraker No. 900-097 and referred to County Counsel
23. ADOPTED RESOLUTION NO. 62-2000 accepting and appropriating unanticipated revenue in the amount of \$39,300 from the Monterey Bay Unified Air Pollution Control District; approved the purchase of two CNG commuter vans as fixed assets in the amount of \$54,000; approved the use of \$25,680 in vehicle replacement reserve funds for this purchase; and approved related actions, as recommended by the Director of General Services
24. ACCEPTED AND FILED annual report of the Energy Commission, and take related action, as recommended by Chair Wormhoudt
25. ACCEPTED AND FILED annual report of the Planning Commission, and take related action, as recommended by Chair Wormhoudt
26. ACCEPTED AND FILED annual report of the Arts Commission, and take related action, as recommended by Chair Wormhoudt
27. ACCEPTED AND FILED annual report of the Mobilehome Commission, and take related action, as recommended by Chair Wormhoudt

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28. ACCEPTED AND FILED annual report of the Emergency Medical Care Commission, and take related action, as recommended by Chair Wormhoudt
29. ACCEPTED AND FILED annual report of the Civil Service Commission, and take related action, as recommended by Chair Wormhoudt
30. ACCEPTED AND FILED annual report of the Santa Cruz-Monterey Managed Medical Care Commission, and take related action, as recommended by Chair Wormhoudt
31. ACCEPTED AND FILED annual report of the Housing Advisory Commission, and take related action, as recommended by Chair Wormhoudt
32. ACCEPTED AND FILED annual report of the Environmental Health Appeals Commission, as recommended by Chair Wormhoudt
33. ACCEPTED AND FILED annual report of the Hazardous Materials Appeals Commission, as recommended by Chair Wormhoudt
34. ACCEPTED AND FILED annual report of the Long Term Care Interagency Commission, and take related action, as recommended by Chair Wormhoudt
35. ACCEPTED AND FILED annual report of the Agricultural Policy Advisory Commission, and take related action, as recommended by Chair Wormhoudt
36. ACCEPTED AND FILED annual report of the Parks and Recreation Commission, and take related action, as recommended by Chair Wormhoudt
37. ACCEPTED notification of at-large vacancy on the Domestic Violence Commission, in the category of "representative of the gay/lesbian/bisexual community," with nominations for appointment to be received on March 21, 2000, and final appointment to be made April 4, 2000, as recommended by Chair Wormhoudt
38. APPROVED reappointment of Jerald D. Terry to the Civil Service Commission for a term to expire December 31, 2003, as recommended by Supervisor Symons

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39. ACCEPTED nomination of Ron Wernig as an at-large appointee to the Emergency Medical Care Commission, representing field care providers, for a term to expire April 1, 2003, with final appointment to be made March 14, 2000, as recommended by Supervisor Symons
40. ACCEPTED notification of at-large vacancies on the Children and Families Commission, as outlined, with nominations for appointment to be received on March 21, 2000 and final appointments to be made April 4, 2000, as recommended by Chair Wormhoudt
41. ACCEPTED AND FILED annual report of the Local Mental Health Board, and approved related actions, as recommended by Chair Wormhoudt
42. ACCEPTED notification of various at-large vacancies on the Long Term Care Interagency Commission, as outlined, with nominations for appointment to be received on March 21, 2000 and final appointment to be made April 4, 2000, as recommended by Chair Wormhoudt
43. ACCEPTED notification of at-large vacancy on the Housing Authority Board of Commissioners, for a representative of the City of Santa Cruz, with nominations for appointment to be received on March 21, 2000 and final appointment to be made April 4, 2000, as recommended by Chair Wormhoudt
44. APPROVED agreement with Silva Strong Architects for architectural and engineering services associated with the Juvenile Hall Facility Remodel project in an amount not-to-exceed \$107,735; and directed the General Services and Probation Departments to report back during budget hearings, as recommended by the Director of General Services
45. AUTHORIZED the purchase of a replacement fax machine and adopted RESOLUTION NO. 63-2000 accepting and appropriating \$2,000 of unanticipated revenue, as recommended by the Auditor-Controller
46. APPROVED various personnel actions related to recruitment and examination and adopted RESOLUTION NO. 64-2000 accepting unanticipated revenue; and approved transfer of funds, as recommended by the Personnel Director

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47. AUTHORIZED the Health Services Agency Administrator to sign the proposed contract amendments with the Coastal Watershed Council and Swanson Hydrology to extend the term for completion of monitoring and development of a sediment control strategy for the San Lorenzo River Watershed; authorized Environmental Health staff to request funds from the State Coastal Conservancy to further develop projects for erosion control and fisheries improvement in the San Lorenzo River Watershed; and authorized Environmental Health staff to submit a grant application to the U.S. Environmental Protection Agency to evaluate sources of excessive turbidity and microbial contamination that impact drinking water supply in the San Lorenzo River Watershed, as recommended by the Health Services Agency Administrator
48. ACCEPTED AND FILED report on the need to continue the state of local emergency relative to transmission of HIV through contaminated needles, as recommended by the Health Services Agency Administrator
49. ADOPTED RESOLUTION NO. 65-2000 accepting and appropriating \$5,000 in unanticipated revenue from Title II of the Ryan White CARE Act; and authorized the Health Services Agency to sign related amendment to the State Title II revenue agreement when received; and authorized the Health Services Agency to sign the \$5,000 contract amendment with Santa Cruz AIDS Project for HIV Consortium Services, as recommended by the Health Services Agency Administrator
50. ADOPTED RESOLUTION NO. 66-2000 authorizing the State Department of Mental Health to withhold \$55,430 from State General Funds designated for distribution to the County to provide Early and Periodic Screening, Diagnosis and Treatment Specialty Mental Health services in fiscal year 1999/2000; and approved new agreement with California Mental Health Directors Association effective October 19, 1999 to coordinate and manage activities of an Administrative Services Organization on behalf of the County, as recommended by the Health Services Agency Administrator

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51. APPROVED agreement with Food and Nutrition in the amount of \$10,000, effective February 1, 2000 through June 30, 2000; approved agreement with KPMG in the amount of \$9,000 per fiscal year effective July 1, 1999; and approved amendment to the 199972000 agreement with Santa Cruz Community Counseling Center, Incorporated, increasing the contract by \$20,000 for a new contract maximum of \$160,000; and authorized the Health Services Agency Administrator to sign the agreements, as recommended by the Health Services Agency Administrator
52. APPROVED contract amendment augmenting Community Action Board contract by \$194,207 effective January 1, 2000 through September 30, 2000, for a total contract not to exceed \$342,311, and extending the term of contract with Food and Nutrition Services through September 30, 2000; and approved related actions, as recommended by the Human Resources Agency Administrator
53. APPROVED \$260,000 in Child Care Fee Loans; authorized the Human Resources Agency Administrator to sign standard loan documents with the borrowers on behalf of the County; and directed the Human Resources Agency to work with the Auditor-Controller to expedite payment of the loans which are on restricted timelines, as recommended by the Human Resources Agency Administrator
54. ADOPTED RESOLUTION NO. 67-2000 accepting and appropriating unanticipated revenue in the amount of \$95,500; approved agreements with Youth Resources Bank in the amount of \$83,000 and Defensa de Mujeres in the amount of \$5,000; and authorized the Human Resources Agency to sign the agreements, as recommended by the Human Resources Agency Administrator

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55. SEE ITEM NO. 80.2. REGULAR AGENDA
56. SEE ITEM NO. 80.3. REGULAR AGENDA
57. APPROVED the Memorandum of Understanding regarding solid waste disposal facilities siting study and approved related actions; and directed Public Works to provide a report on May 23, 2000, as recommended by the Director of Public Works
58. APPROVED agreement with Juggernaut Productions for a not-to-exceed amount of \$7,500 for coordinating Earth Day 2000 events in Santa Cruz County, and authorized the Director of Public Works to sign the agreement, as recommended by the Director of Public Works
59. APPROVED Contract Change Order No. 3 in the amount of \$19,569.59 for the Sunset Beach Assessment District Water Main Extension Project; authorized the Chairperson to sign the contract, and approved related actions, as recommended by the Director of Public Works
60. APPROVED Contract Change Order No. 11 in the amount of \$22,043.82 for the Conference Drive Bridge Seismic Retrofit; authorized the Chairperson to sign the contract; and approved related actions, as recommended by the Director of Public Works
61. ADOPTED RESOLUTION NO. 68-2000 authorizing the placement of road bumps on Riverside Avenue in Ben Lomond, as recommended by the Director of Public Works
62. ACCEPTED the improvement and approved the final cost for Trout Gulch Road Improvements; and authorized the Clerk of the Board to file the Notice of Completion, as recommended by the Director of Public Works
63. ACCEPTED the improvement and approved the final cost for Mount Hermon Road and Bear Creek Road Seismic Retrofit; and authorized the Clerk of the Board to file the Notice of Completion, as recommended by the Director of Public Works
64. SEE ITEM NO. 80.1. REGULAR AGENDA

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65. ADOPTED RESOLUTION NO. 69-2000 approving the Surface Transportation Program and Congestion Mitigation and Air Quality Improvement Program project applications and recommended priority; and approved the filing of grant applications to the Santa Cruz County Regional Transportation Commission for the County's eleven roadway rehabilitation/reconstruction Surface Transportation Program projects and the six Surface Transportation Program/Congestion Mitigation and Air Quality roadway improvement projects, as recommended by the Director of Public Works
66. APPROVED amendment to the agreement for engineering services with J. Muller International in the amount of \$7,018 for the Kings Creek Bridge Replacement Project, as recommended by the Director of Public Works
67. ADOPTED RESOLUTION NO. 70-2000 for right-of-way acquisition for the Portola Drive and 41st Avenue Road Improvement Project; adopted RESOLUTION NO. 71-2000 accepting unanticipated revenue in the amount of \$16,822.20; and approved payment of claim, as recommended by the Director of Public Works
68. AUTHORIZED the Director of Public Works to make a partial release of the Faithful Performance Security submitted for Tract 1295, Tan Heights, as recommended by the Director of Public Works
69. AS THE BOARD OF DIRECTORS OF THE FREEDOM COUNTY SANITATION DISTRICT, ACCEPTED the improvement and approved the final cost for Casillas Gravity Sewer Main Reconstruction Project; and authorized the Clerk of the Board to file the Notice of Completion, as recommended by the District Engineer
70. APPROVED plans, specifications and engineer's estimate and authorized calling for bids for the 1999/2000 Hazard Elimination and Safety Program Guard Rail Installation; set bid opening for Tuesday, April 4, 2000 at 10:45 a.m.; and approved related actions, as recommended by the Director of Public Works
71. DEFERRED report on Design Review Issues to April 4, 2000, as recommended by the Planning Director

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72. DEFERRED consideration of resolution recommended by the Fish and Game Advisory Commission regarding marine mammal and salmonid interactions to April 4, 2000, as recommended by the Planning Director
73. ACCEPTED AND FILED 1998 status report on general plan and housing element implementation and related material, as recommended by the Planning Director
74. SCHEDULED public hearing for Tuesday, April 4, 2000 at 9:00 a.m. or thereafter to consider adoption of proposed Hestwood Park Master Plan; and directed the Clerk of the Board to take related actions, as recommended by the Director of Parks, Open Space and Cultural Services
75. SCHEDULED public hearings on the proposed parking, maintenance and operation charges for the Soquel Village Parking and Business Improvement Area for the 2000/01 fiscal year for the morning agenda of Tuesday, April 4, 2000 and May 2, 2000; and directed the Clerk of the Board to take related actions, as recommended by the Redevelopment Agency Administrator
76. AS THE BOARD OF SUPERVISORS AND REDEVELOPMENT AGENCY, SCHEDULED a closed personnel and litigation session as follows:
CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Case Name/No.: Rhodes and Keslins v. Redevelopment Agency of the County of Santa Cruz (Santa Cruz Superior Court Case No. 134712); ~~Smith et al. v. Rio Highlands, et al.~~ (Santa Cruz Superior Court Case No. 134491)
REPORT OF COUNTY COUNSEL - No report given
- 76.1 SEE ITEM NO. 77.1, REGULAR AGENDA

REGULAR AGENDA

77. Presentation made to Phil Kaplan, Caltrans 1999 Adopt-A-Highway Volunteer of the Year
- 77.1 CONTINUED TO MARCH 14, 2000 report regarding the proposed third high school in the South County

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- 78 CONSIDERED report on water quality at the Santa Cruz Biotechnology Ranch in the North Coast area; accepted and filed report with additional directions;
- (1) directed the County Environmental Health Service to issue a notice of violation based on the letter dated February 18, 2000, which showed that the water quality samples collected were conclusive evidence of water quality problems originating on the site of Santa Cruz Biotechnology, Incorporated; directed Santa Cruz Biotechnology to do the following things: either move all the goat pens on the lower terrace to north of Farm Road or provide berming north of Farm Road to prevent run-off or come back with another proposal to eliminate this run-off: return within one month with an evaluation of the Weber report on the interconnectivity of the hydrology for the community well on the Lanting property and your recommendations for dealing with the very serious issue of the possibility of contamination of the wells: assure year round that the goats are fenced 30 feet away from Someral-Scaroni Creek stream below the reseivour; work with the Regional Water Quality Board on developing a performance standard that would ensure safe body contact and clean water, and that we should make it clear that if we cannot obtain clean water that meets the standards set or those that existed before Santa Cruz Biotechnology was there by next winter that we would have a plan in place for reducing the size of the herd; directed Environmental Heath Services to report back with recommendations, regarding the proposals that had been made by Save Our Agricultural Land or continued monitoring of the land; and those that were items E through I in the letter dated March 3, 2000 and on pages 10 and 11 of that letter; immediately post signs at the bottom of Back Ranch Road, where Back Ranch Road intersects with Highway 1 warning that the water flow across and along Back Ranch Road and in the area of the Santa Cruz Biotechnology operation is unsafe for body contact after storms:
- (2) amended main motion to add a provision that the Board indicate its willingness to consider granting an emergency permit to the roof extensions that have been discussed, to connect only the two barns at the western end of the western complex and the two barns on the eastern complex
- (1) WBSCA main motion
 (2) ASbwC amended motion

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79. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY REDEVELOPMENT AGENCY, further CONSIDERED the use of synthetic turf at the Anna Jean Cummings Park; approved the concept of developing expanded year-round recreational facilities at County Park facilities, but not synthetic turf at the Anna Jean Cummings Park, and directed the Redevelopment Agency Administrator, working with the Parks Director, to explore options for expanded year-round recreational opportunities as part of future park acquisition/development projects within the Agency's jurisdiction; with an additional direction that the Parks Commission develop a specific policy recommendation on the use of artificial turf and return to the Board for review

BWSCA

80. Public hearing held to consider an appeal of the Planning Commission's approval of Application No. 99-0079, a proposal to divide an existing parcel into two parcels. Requires a Minor Land Division. Property located on an unnamed right-of-way approximately 1/3 mile west of Calabasas Road; Aptos Hills Planning Area; APN: 049-441-05; Application No. 99-0079; Owners and Applicants: Clifford Low and Priscilla Partridge; closed public hearing; denied the appeal and upheld the Planning Commission's approval of Application No. 99-0079

ASBCW

- 80.1 ACCEPTED AND FILED report on the Amesti Road Dewatering Project, Phase II Design; ratified the latest amendment to IT/EMCON's contract scope of work; directed Public Works, Planning and Environmental Health to return to the Board on or before April 25, 2000, with the final results of IT/EMCON's hydrologic modeling study and proposed landslide stabilization plan, as recommended by the Director of Public Works

ACBSW

- 80.2 APPROVED various actions relative to the implementation of the Workforce Investment Act and closeout of the Job Training Partnership Act and approved related actions, including a further report to the Board on March 21, 2000; with an additional direction that the Chair send a letter to Congressman Sam Farr, Senator Barbara Boxer and Senator Dianne Feinstein, expressing the Board's deep concern about the elimination of the summer youth program; and further directed that the Human Resources Agency Administrator return within a month's time with an update on proposals for the youth program this summer

WSBCA

- 80.3 ACCEPTED AND FILED report on In-Home Supportive Services and directed the Human Resources Agency Administrator to report back to the Board on March 21, 2000 with recommendations and a resolution to establish an In-Home Supportive Services (IHSS) Planning Advisory Committee; with an additional direction to return on March 21, 2000 with a revised timeline for each component of the work that needs to be done and recommendation for a report back schedule to the Board during that process and how to be sure to incorporate the representatives of the providers in this process

WCBSA

81. REFERRED bids regarding kitchen flooring at the Watsonville Detention Facility to General Services to re-advertise for bids and set bid opening date for April 11, 2000

BSCAW

82. RECEIVED bids regarding Simpkins Center-Acoustical Upgrade and referred to General Services to return with a recommendation on or before March 21, 2000

SBCAW

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Approved: _____
Chair, Board of Supervisors

Attest: _____
Clerk of the Board

Date: _____

NOTE: This set of Board of Supervisors Minutes is scheduled to be approved by the Board on March 21, 2000